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PAGE NO. (1)

Single Bench

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BEFORE THE HONOURABLE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 114/2005

PETITIONER S.S. Bhadoriya, aged about 49 years, son of Shri Kripal Singh Bhadoria, resident of Qtr No. 1/B-40, Kirandul, Distt. South Bastar, Dantewada (Chhattisgarh)

P.R. No. 115/05
Presented by Shri Anil Gaurkhati
dated 11.01.05

VERSUS

RESPONDENTS 1. National Mineral Development Corporation Limited, through : Its Chairman, Head Office, Hyderabad Mazab (Masab) Tank, Castle Hill, Hyderabad (Andhrapradesh)

2. The General Manager, N.M.D.C. Bailadila Iron Ore Project, Deposit No.14, Kirandul, Distt. South Bastar, Dantewada (Chhattisgarh)

उपयुक्त आयुक्त बिलासपुर (म.प्र.) बिलासपुर तहसील कोर्ट

WRIT PETITION UNDER ARTICLE 226 R/W ARTICLE 227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF CERTIORARI, MANDAMUS, PROHIBITION AND OTHER SUITABLE WRIT OR WRITS, ORDER OR ORDERS, DIRECTION OR DIRECTIONS:

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(72)

आदेश पत्रक

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मामला क्रमांक W.P. No. 114 सन् 2005

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

18-07-2005

I.A.No.260/2005 – This is an application for urgent hearing. Application is allowed.

W.P.No.114/2005

Heard Shri R.N.Jha, learned counsel for the petitioner and Shri P.S. Koshy, counsel for the respondents.

By this writ petition, the petitioner has challenged the validity of the termination order contained in Annexure P-1 dated 12.12.2004. Learned counsel for the petitioner submits that admittedly this order is an appealable order and prays that he wants to withdraw this petition with a liberty to file appeal before the appellate authority. This oral prayer made by learned counsel for the petitioner is not opposed by counsel for the respondents.

Prayer is allowed.

This petition is permitted to be withdrawn with a liberty to the petitioner to file an appeal before the appropriate authority prescribed under the rules.

Counsel for the petitioner also prays that by now limitation for filing appeal has expired, therefore, some observations may be made in this regard.

Needless to emphasis that if the law permits for condonation of delay in filing the appeal, the same may be filed

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश का	[illegible] सहित	के अन्तिम [illegible]

by the petitioner by availing such provsions and if such an exigency arises; the appellate authority would consider the matter and dispose of the same in accordance with law.

With the aforesaid observations, this petition stands finally disposed of.

Learned counsel for the petitioner submits that the Document (Annexure P-1) may be returned to him. The said document may be returned to counsel for the petitioner after retaining a Photostat copy of the same within 3 days from today.

C.C. as per rules.

Sd/-
Sunil Kumar Sinha
Judge

Rao